

TITLE 20: CORRECTIONS, CRIMINAL JUSTICE, AND LAW ENFORCEMENT
CHAPTER I: DEPARTMENT OF CORRECTIONS
SUBCHAPTER d: PROGRAMS AND SERVICES

PART 455
WORK RELEASE PROGRAMS

Section

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AUTHORITY: Implementing Section 3-13 and authorized by Section 3-7-1 of the Uniform Code of Corrections [730 ILCS 5/3-13 and 3-7-1].

SOURCE: Adopted and codified at 8 Ill. Reg. 14649, effective August 1, 1984; amended at 46 Ill. Reg. _____, effective _____.

Section 455.10 Applicability

This Part applies to the ~~Adult and~~ Community Services Divisions.

(Source: Amended at 46 Ill. Reg. _____, effective _____)

Section 455.20 Definitions

"Permanent party resident" means an individual in custody~~a committed person~~ who has been transferred from an adult facility to a community correctional center on a work assignment.

"Regular resident" means an individual in custody~~a committed person~~ who has been transferred from an adult facility to a community correctional center prior to his release date for purposes authorized under 730 ILCS 5/3-13-2~~Ill. Rev. Stat 1983, ch. 38, par. 1003-13-2~~.

(Source: Amended at 46 Ill. Reg. _____, effective _____)

Section 455.30 Eligibility Criteria

Individuals in Custody~~Committed persons~~ who meet the following criteria may submit a request for consideration for placement in a community correctional center to designated program staff.

a) To be considered for placement, the individual in custody~~committed person~~ must:

~~1) Not be serving a sentence for murder, any Class X felony, attempted murder, voluntary manslaughter, aggravated kidnapping, kidnapping, indecent liberties with a child or arson.~~

12) Not have any documented involvement in organized crime activities within the last five years.

23) Not have any documented large scale narcotics trafficking convictions within the last ten years.

b) For pre-release placement as a regular resident, the individual in custody~~committed person~~ must:

1) Have no more than 30 months~~2 years~~ and no less than two~~2~~ months remaining prior to his release date.

2) Be in "A" grade (20 Ill. Adm. Code 504.130).

3) Have a designated security classification of minimum ~~with supervision or minimum.~~

4) Any outstanding felony warrants or criminal detainers must be reviewed on a case by case basis prior to placement. However, placement shall not be denied based on a civil immigration detainer or civil immigration warrant as defined by the Illinois TRUST Act [5 ILCS 805].~~Have no outstanding warrants or detainers against him.~~

5) Have no acute medical or dental problems requiring resolution prior to a transfer. The individual must be cleared by medical/mental health within 30 days prior to pre-release placement.

6) Must have a completed risk and needs assessment.~~Receive a positive assessment of risk and needs.~~

7) Have an escape history of none and have no violations of pre-released status within the last five years.~~Have no incidents of escape or escape attempts within the last five years.~~

8) Not have received disciplinary action resulting in confinement in restrictive housing~~segregation~~ or loss of good time within the last 45 days prior to his application for pre-release placement.

9) Must not have any active orders of protection.

c) For placement as a permanent party resident, the individual in custody~~committed person~~ must:

1) Be within 3~~2 1/2~~ years of his release date.

2) Be in "A" grade.

3) Have a designated security classification of minimum~~Be classified for minimum security.~~

4) Any outstanding felony warrants or criminal detainers must be reviewed on a case by case basis prior to placement. However, placement shall not be denied based on a civil immigration detainer or civil immigration warrant as defined by the Illinois TRUST Act [5 ILCS 805].~~Have no outstanding warrants or detainers on file.~~

5) Have a completed risk and needs assessment.~~Receive a positive assessment of risk and needs.~~

6) Have documented skills for the work assignment requested. An applicant for a work assignment as a cook must have a food handler's sanitation certificate.

(Source: Amended at 46 Ill. Reg. _____, effective _____)

Section 455.40 Placement Procedures

a) Applications or referrals for placement shall be reviewed by designated program staff and a recommendation shall be forwarded to the Director or his designee, who shall approve or deny the placement.

b) The individual in custody~~committed person~~ shall be notified in writing of the final disposition of his application or referral.

(Source: Amended at 46 Ill. Reg. _____, effective _____)

Section 455.60 Level System

Eligibility for community correctional center leaves and independent release time shall be determined in accordance with the individual's in custody~~committed person's~~ compliance with the requirements of this Section.

a) Orientation Status

Individuals in custody~~Committed persons~~ shall be placed in orientation status upon entrance to the program and will remain in orientation status for 7~~seven~~ days. After 7~~seven~~ days, individuals in custody~~committed persons~~ shall automatically be promoted to Level I unless a major rule infraction has occurred.

b) Level I

Individuals in custody~~Committed persons~~ shall remain in Level I for at least 23 days, during which the committed person's Individual Program Contract must be written. After 23 days, individuals in custody~~committed persons~~ may be promoted to Level II. To be promoted, an individual in custody~~a committed person~~ must:

- 1) Be involved in a minimum of 35 hours per week of primary programming which may include, among other matters, employment, education, public service or vocational education.
- 2) Be enrolled and participating in counseling, if required by the Chief Administrative Officer or his designee.
- 3) Have had no documented major rule infraction for 30 days.

c) Level II

Individuals in custody~~Committed persons~~ shall remain in Level II for at least 60 days. After 60 days, individuals in custody~~committed persons~~ except permanent party residents may be promoted to Level III. Permanent party residents may not be promoted past Level II until their status is changed to a regular resident. To be promoted, an individual in custody~~a committed person~~ must:

- 1) Be involved in a minimum of 35 hours per week of primary programming.
- 2) Be in compliance with individual program contract goals and objectives.
- 3) Have had no documented rule infraction for 45 days.

d) Level III

Individuals in custody~~Committed persons~~ shall remain in Level III for at least 30 days. After 30 days, individuals in custody~~committed persons~~ may be promoted

to Level IV. To be promoted, an individual in custody~~a committed person~~ must:

- 1) Continue to be involved in a minimum of 35 hours per week of primary programming for a period of 45 consecutive days.
- 2) Be in compliance with Individual Program Contract goals and objectives.
- 3) Have had no documented rule infraction for 45 days.
- 4) Have contributed one special volunteer project utilizing his skills and abilities. The project must be approved in advance by the Chief Administrative Officer.

e) Level IV

Individuals in custody~~Committed persons~~ shall remain in Level IV as long as they continue to display excellent adjustment and they are in compliance with the Individual Program Contract goals and objectives.

(Source: Amended at 46 Ill. Reg. _____, effective _____)

Section 455.70 Staff Reviews

a) The Chief Administrative Officer or his designee shall review and evaluate the behavior and progress of each individual in custody~~committed person~~ every 30 days. Staff may recommend the individual in custody~~committed person~~ be retained in the same level or be promoted. The individual in custody~~committed person~~ may only be demoted in level as a result of a rule violation in accordance with 20 Ill. Adm. Code 504: Subpart C. The following criteria, among other matters, may be considered for promotion:

- 1) The individual's in custody~~committed person's~~ adjustment to the center, including assignments, maintenance of personal living area and relationships with staff and other committed persons.
- 2) The individual's in custody~~committed person's~~ participation in employment, training programs, or educational opportunities.
- 3) The individual's in custody~~committed person's~~ compliance with the requirements established for promotion to each level.
- 4) The individual's in custody~~committed person's~~ disciplinary record.
- 5) The individual's in custody~~committed person's~~ involvement in other

programs.

6) The individual's in custody~~committed person's~~ progress toward establishing a release plan.

b) The individual's in custody~~committed person~~ shall have the opportunity to discuss the results of the review with his correctional counselor and to establish revised goals.

c) The individual in custody~~committed person~~ may grieve the results of the staff review in accordance with 20 Ill. Adm. Code 504: Subpart F.

(Source: Amended at 46 Ill. Reg. _____, effective _____)

Section 455.80 Level Privileges

a) Orientation Status

The individual in custody~~committed person~~ may be allowed one staff supervised shopping trip.

b) Level I

The individual in custody~~committed person~~ may be allowed one staff supervised shopping or recreation trip per week.

c) Level II

The individual in custody~~committed person~~ may be allowed:

1) One staff supervised activity per week for the first 30 days in level II.

2) For the next 30 days, one staff supervised activity per week or one three-hour volunteer or intern supervised activity per week.

d) Level III

The individual in custody~~committed person~~ may be allowed:

1) A maximum of 6 hours of independent release time (20 Ill. Adm. Code 530: Subpart C) per week. Time increments shall be determined by the correctional counselor and the Chief Administrative Officer.

2) One three-hour volunteer or intern supervised activity per week.

3) One leave per month.

e) Level IV

The individual in custody~~committed person~~ may be allowed:

- 1) A maximum of 12 hours independent release time per week.
- 2) A maximum of four leaves per month. During the last 60 days prior to the mandatory supervised release date or the parole eligibility date, such leaves may be extended home and family leaves in accordance with 20 Ill. Adm. Code 530: Subpart D.

(Source: Amended at 46 Ill. Reg. _____, effective _____)